

GOVERNMENT OF TELANGANA

ABSTRACT

Public Services – Labour Department – Allegation of demand and acceptance of bribe against Sri Thumma Linga Murthy, Senior Assistant, Government Industrial Training Institute, Mancheri of Adilabad District – Trapped on 18.8.2015 – Sanction of Prosecution under the Prevention of Corruption Act, 1988 – Accorded - Orders – Issued.

LABOUR EMPLOYMENT TRAINING & FACTORIES (Emp-Vig) DEPARTMENT

G.O.Ms.No.20

Dated: 06.06.2017

ORDER:-

Whereas, Sri Thumma Linga Murthy worked as Senior Assistant, Government Industrial Training Institute, Mancheri of Adilabad District during the period from 22.06.2012 to 18.08.2015 and by virtue of the post held by him, he falls under the category of Public Servants as defined under clause (c) of Section 2 of the Prevention of Corruption Act, 1988 (Central Act, 49 of 1988).

2. And whereas, it is alleged that, the complainant Sri Buddartha Santhosh is resident at Potharam Village of Manthani Mandal, Karimnagar District and working as Data Entry Operator (contract basis) at Government Industrial Training Institute, Mancheri. He is receiving Rs.9,500/- per month towards salary. Only on release of budget, he receives his salary once in two to three months. The salary bill for the months of June, 2015 and July, 2015 was pending. About one week ago, the budget was allotted. Sri Thumma Linga Murthy, Senior Assistant, Government Industrial Training Institute, Mancheri prepares online bills and he submits bills to the Principal. After approval of the bills by the Principal, the bills are sent to Sri Thumma Linga Murthy, Senior Assistant for further process. Then, Sri Thumma Linga Murthy, Senior Assistant prepares the bills and forwards to Sub-Treasury Office, Mancheri and the Sub-Treasury Officer, Mancheri passes the bills and sends to Bank in orders to credit in the account of complainant Sri Buddartha Santhosh. After allotment of budget, Sri Thumma Linga Murthy, Senior Assistant demanded Rs.2,000/- per month i.e. Rs.4,000/- for two months as bribe to process his bill. When Sri Buddartha Santhosh expressed his inability to pay the bribe amount, Sri Thumma Linga Murthy, Senior Assistant did not process the file and kept it pending. In spite of several request, Sri Thumma Linga Murthy, Senior Assistant reiterated his demand for bribe to process his file. Left with no alternative, Sri Buddartha Santhosh agreed to give Rs.4,000/- on next day morning i.e. on 18.08.2015. On that, Sri Thumma Linga Murthy, Senior Assistant prepared bill, obtained the signature of the Principal on it and showed the same to Sri Buddartha Santhosh and stated that, after payment the bribe only, he would get the submitted in the Office of the Sub-Treasury Officer, Mancheri, for which Sri Buddartha Santhosh agreed that he would arrange the bribe amount of Rs.4,000/- by next day.

3. And whereas, Sri Buddartha Santhosh was not willing to pay the bribe amount to Sri Thumma Linga Murthy, Senior Assistant he lodged a written complaint before the Deputy Superintendent of Police, Anti Corruption Bureau, Karimnagar Range, Karimnagar on 17.08.2015 at 2030 hours requesting to take necessary action against Sri Thumma Linga Murthy, Senior Assistant. Based on the complaint, after verifying the genuineness of the complaint and antecedents of Sri Thumma Linga Murthy, Senior Assistant and after obtaining permission from the competent authority a case in Cr.No.22/ACB-KNR/2015 was registered against Sri Thumma Linga Murthy, Senior Assistant on 18.08.2014 at 1400 hours by the Deputy Superintendent of Police, Anti Corruption Bureau, Karimnagar Range, Karimnagar and arrangements were made for laying a trap.

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4. And whereas, it is further alleged that on 18.08.2015 at about 1718 hours Sri Thumma Linga Murthy, Senior Assistant was successfully trapped by the Anti Corruption Bureau Officials in the staff room of Government Industrial Training Institute, Mancherla, Adilabad District, when he demanded and accepted an amount of Rs.4,000/- from Sri Buddartha Santhosh as illegal gratification other than legal remuneration to enter the salary bills online and to send the bills to the Principal for approval and after approval to send the bills to Sub-Treasury Officer, Mancherla for passing the bills and crediting the amount into account of Sri Buddartha Santhosh. The tainted amount of Rs.4,000/- was recovered at the instance of Sri Thumma Linga Murthy, Senior Assistant from his working table. The phenolphthalein test conducted on both hand fingers of Sri Thumma Linga Murthy, Senior Assistant and the file papers which came into contact with tainted currency yielded positive results.

5. And whereas, the above said acts of Sri Thumma Linga Murthy, Senior Assistant constitute the offences punishable under section 7 and clause (d) of sub-section (1) of section 13 read with sub-section (2) of section 13 of the Prevention of Corruption Act, 1988 (Central Act, 49 of 1988).

6. And whereas, the Government of Telangana being the authority competent to remove Sri Thumma Linga Murthy, Senior Assistant, Government Industrial Training Institute, Mancherla of Adilabad District from service after fully and carefully examining the materials viz., copy of First Information Report, Mediators' Reports-I & II, Statement of witnesses, documents connected to the complainant and other material placed before them in respect of the said allegations and having regards to the facts and circumstances of the case, consider that the said Sri Thumma Linga Murthy, Senior Assistant, Government Industrial Training Institute, Mancherla, Adilabad District should be prosecuted in a court of law, for the aforesaid offences.

7. Now, therefore, in exercise of the powers conferred under clause (c) of sub-section (1) of section 19 of the Prevention of Corruption Act, 1988 (Central Act, 49 of 1988), the Director of Employment & Training, Telangana, Hyderabad hereby accord sanction for prosecution of Sri Thumma Linga Murthy, Senior Assistant, Government Industrial Training Institute Mancherla, Adilabad District, for the aforesaid offences punishable under section 7 and clause (d) of sub-section (1) of section 13 read with sub section (2) of section 13 of the Prevention of Corruption Act, 1988 (Central Act, 49 of 1988) and for any other cognate offences punishable under the other provisions of law for the time being in force in respect of the aforesaid acts and for taking cognizance of the said offences by the Court of competent jurisdiction.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF TELANGANA)

DR. RAJAT KUMAR
PRINCIPAL SECRETARY TO GOVERNMENT

To
The Director General, Anti Corruption Bureau, Telangana, Hyderabad.
Copy to:
The Law (F) Department.